

FY 2004-2005 Military Leave Provisions

Statutory

SECTION 8-7-90. Leaves of absence authorized for public officers and employees in National Guard or reserve military forces.

- ? Entitles enlisted or commissioned members of the “uniformed services” one or more periods not exceeding **fifteen (15)** regularly scheduled work days in any one year.
- ? In the event any such person is called upon to serve during a declared emergency, he is entitled to such leave of absence for not exceeding **thirty (30) additional days**.

FY 2004-2005 Appropriations Act Provisos

63.38. (BCB: Military Service)

- ? Allows permanent full-time state employees who serve on active duty as a result of Operation Enduring Freedom, Operation Noble Eagle, or the hostilities in Iraq to use **up to 45 days of annual leave** and **up to 90 days of sick leave** in a calendar year as if it were annual leave.

63.43. (BCB: Military Service Leave)

- ? Entitles a state employee in an FTE position who serves in a **combat zone** and who has exhausted all available leave for military purposes (military leave from §8-7-90 and sick and annual leave provided for in Proviso 63.38) **up to thirty additional days** of military leave in any one year.

New Legislation

Military Leave (R439, H5333)

This bill provides that employees called to active duty as a result of “Operation Enduring Freedom” or “Operation Noble Eagle” or in connection with hostilities in Iraq may receive the **additional 30 days of military leave granted in Section 8-7-90 each year the emergency continues**. A year refers to a calendar year or the fiscal year of the National Guard or reserve component issuing the orders.